

HOUSE BILL 1902

By Bricken

AN ACT to amend Chapter 8 of the Private Acts of 1971; as amended by Chapter 204 of the Private Acts of 1982; Chapter 105 of the Private Acts of 1998; Chapter 69 of the Private Acts of 2000 and Chapter 78 of the Private Acts of 2002; and any other acts amendatory thereto, relative to the Highway Commission for Coffee County.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 8 of the Private Acts of 1971, as amended by the Private Acts of 1982, Chapter 204; as amended by the Private Acts of 1998, Chapter 105; as amended by the Private Acts of 2000, Chapter 69; and as amended by the Private Acts of 2002, Chapter 78, is amended by deleting Section 1 and substituting instead the following:

Section 1. Coffee County is divided into four (4) highway commission districts, as follows:

Highway Commission District 1. Highway Commission District 1 shall be composed of Rural County Commission District 3.

Highway Commission District 2. Highway Commission District 2 shall be composed of Rural County Commission District 4.

Highway Commission District 3. Highway Commission District 3 shall be composed of Rural County Commission District 5.

Highway Commission District 4. Highway Commission District 4 shall be composed of Rural County Commission District 6.

The rural county commission districts referred to in this section shall be those established by the Coffee County commission in a reapportionment plan adopted by the commission in 2021. The county commission is authorized to make subsequent redistrictings of the highway commission districts from time to time as necessary for the election of highway commission members from districts that are substantially equal in population. Such districts shall be so defined that they contain one (1) rural county

commission district and that their boundaries shall conform to those of rural county commission districts. Following each subsequent reapportionment of the county commission districts after the effective date of this act, it shall not be necessary to amend this act or any other private act applicable to the Coffee County Highway Commission such that any change in the reapportionment of the county commission in Coffee County will automatically change and reapportion the Coffee County Highway Commission. There shall be the same number of highway commission members as there are rural county commission districts of the county commission and the district of each highway commission member shall be consistent with the commissioner's corresponding rural county commissioner.

SECTION 2. Chapter 8 of the Private Acts of 1971, as amended by the Private Acts of 1982, Chapter 204; as amended by the Private Acts of 1998; Chapter 105, as amended by the Private Acts of 2000, Chapter 69; and as amended by the Private Acts of 2002, Chapter 78, is amended by deleting Section 2 and substituting instead the following:

Section 2. The members of the Highway Commission now in office shall serve in their respective positions until their successors are elected and qualified. At the August election in 2022 and every four (4) years thereafter, members of the Highway Commission shall be elected and take office on September 1 next following said election and serve a four-year term.

At the August 2022 general election for county officers, one (1) highway commission member shall be elected by the qualified voters of Highway Commission District 1, one (1) highway commission member by the qualified voters of Highway Commission District 2, one (1) highway commission member by the qualified voters of Highway Commission District 3, and one (1) highway commission member by the qualified voters of Highway Commission District 4.

The Highway Commission shall be composed of the highway commission members elected as provided above and shall elect a chairperson from among its members. The county executive shall be an ex officio member.

Highway Commission members living in new districts shall continue to serve out their elected terms. District seats without current Highway Commission members, or those seats for which the Highway Commission member's term ends, shall hold elections for the County Highway Commission in August 2022 and at appropriate intervals thereafter.

If any member ceases to reside in any of the rural county commission districts from which the member was elected, the member's office shall become vacant and the County Commission shall elect another resident within said districts to fill the unexpired term. However, a change in the corporate limits of the municipality resulting in a change in rural county commission district lines shall not constitute a vacancy and the member so affected shall serve out the remainder of the member's term. Thereafter, the portion of the rural county commission district taken into the corporate limits of the municipality shall not be treated as a part of the highway commission district herein created.

The Commission Districts in Coffee County are more fully described in the reapportionment resolutions adopted by Coffee County in regard to the County Commission at the Special Commission meeting held September 30, 2021, as on file in the office of the County Clerk and the County Election Commission.

SECTION 3. The reapportionment set forth herein shall in no way abridge the terms of office of existing highway commission members, and such members shall continue in office until the expiration of their present terms.

SECTION 4. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of Coffee County. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body and certified to the secretary of state.

SECTION 5. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 4.